

**Enrolled Minutes of the Seventy-second Regular or Special Meeting  
For the Twenty-Seventh Highland Town Council  
Regular Meeting  
Monday, October 13, 2014**

*Study Session.* The Twenty-Seventh Town Council of the Town of Highland, Lake County, Indiana met in a study session preceding the regular meeting on Monday, October 13, 2014 at 6:39 O'clock P.M. in the regular place, the meeting chambers of the Highland Municipal Building, 3333 Ridge Road, Highland, Indiana.

*Silent Roll Call:* Councilors Bernie Zemen, Mark Herak, Dennis Adams, Konnie Kuiper and Dan Vassar were present. The Clerk-Treasurer, Michael W. Griffin was present to memorialize the proceedings. A quorum was attained.

**General Substance of Matters Discussed.**

1. The Town Council discussed the agenda of the imminent regular meeting.
2. The Redevelopment Director distributed several letters of support for the restoration of the Town Theater on Kennedy Avenue as part of a redevelopment initiative for the area.
3. The Fire Chief noted the great number of persons in attendance and commented on the life safety regulation limiting the number persons that could occupy some of the exits. He set about politely cautioning against blocking passageways and exits.

The study session ended at 6:55 O'clock p.m.

*Regular meeting.* The Twenty Seventh Town Council of the Town of Highland, Lake County, Indiana met in its regular session on Monday, October 13, 2014 at 7:00 clock P.M. in the regular place, the plenary meeting chambers of the Highland Municipal Building, 3333 Ridge Road, Highland, Indiana.

The Town Council President, Dan Vassar, presided and the Town Clerk-Treasurer, Michael W. Griffin, was present to memorialize the proceedings. The meeting was opened with Councilor Dennis Adams reciting the Pledge of Allegiance to the Flag of the United States of America and Council President Dan Vassar offering a prayer.

**Roll Call:** Present on roll call were Councilors Bernie Zemen, Mark A. Herak, Dennis Adams, Konnie Kuiper and Dan Vassar. The Clerk-Treasurer, Michael W. Griffin was present to memorialize the proceedings. A quorum was attained.

**Additional Officials Present:** Rhett L. Tauber, Town Attorney; Katie Minchuk, Deputy Clerk-Treasurer; John M. Bach, Public Works Director; Peter T. Hojnicky, Metropolitan Police Chief; Alex M. Brown, CPRP, Parks and Recreation Superintendent; William R. Timmer, Jr., CFOD, Fire Chief; Kenneth J. Mika, Building Commissioner; and Cecile Petro, Redevelopment Director were present.

*Also present:* Steve Mileusnich of the Advisory Board of Zoning Appeals; Ed Dabrowski IT Director (Contract); and Randy Bowman, Assistant Inspector for Electrical were also present.

*Additional persons present:* Greg Kuzmar, Bridget DeYoung, Dominic Noce, and Heather Peterson of the Highland Redevelopment Commission were present.

**Minutes of the Previous Meetings:**

The minutes of the regular meeting of 22 September 2014 were approved by general consent.

**Special Orders:**

1. **Pre-Adoption Hearing of the Proposed Fiscal Year 2015 Budget for the Town of Highland.**
  - (a) Verification of Proofs of Publication: (*TIMES: 09-05-2014 & 09-16-2014; POST-TRIB: 09-08-2014 & 09-18-2014*) The Town Attorney indicated that the proofs of publication were in compliance with IC 5-3-1 and IC 6-1.1-17.
  - (b) Introduction of **Proposed Ordinance No. 1566:** An Ordinance of Appropriations and Budget Levies and Rates for the 2015 Budget. Councilor Adams introduced and filed proposed Ordinance No. 1566. There was no further action on the ordinance.
  - (c) **Public Hearing.** The Town Council President called the public hearing to order. There were no comments or remonstrance regarding the proposed civil town budget. The hearing was closed.

Pursuant to IC 6-1.1-17 et seq., consideration of the proposed ordinance for adoption cannot take place sooner than ten (10) days following the pre-adoption hearing. Consideration for passage and adoption of the Proposed Ordinance will be at the regular meeting of the **Town Council, Monday, October 27, 2014 at 7:00 p.m.**

Fund Name	Budget Estimate	Maximum estimated Funds to be raised	Excessive Levy Appeals	Current Tax Levy
Corporation General	\$ 6,810,942	\$ 4,895,487	\$ -	\$ 4,612,171
Parks & Recreation	\$ 2,175,500	\$ 995,101	\$ -	\$ 1,079,510
Police Pension	\$ 819,883	\$ 4,000	\$ -	\$ 80,682
Redevelopment General	\$ 174,122	\$ 120,225	\$ -	\$ 149,109
Redevelopment Capital	\$ 320,000	\$ -	\$ -	\$ -
Motor Vehicle Highway	\$ 913,407	\$ -	\$ -	\$ -
Local Roads & Streets	\$ 275,575	\$ -	\$ -	\$ -
Mun Cum Cap Dev	\$ 358,369	\$ 585,000	\$ -	\$ 408,518
Special Events Non Rev	\$ 74,810	\$ -	\$ -	\$ -
Cum Cap Improvement	\$ 64,000	\$ -	\$ -	\$ -
Corporation Bonds & Int.	\$ 2,403,443	\$ 3,915,403	\$ -	\$ 879,336
Corp Bonds & Int. Exempt	\$ 115,495	\$ 115,357	\$ -	\$ 107,236
Redev Bond & Int Exempt	\$ 256,718	\$ 373,630	\$ -	\$ -
Park Bond & Lease	\$ 1,282,348	\$ 1,322,916	\$ -	\$ 1,202,065
Park Bond & Lease Exempt	\$ 204,934	\$ 203,513	\$ -	\$ 190,982
Solid Waste Dist. Grant	\$ 166,100	\$ -	\$ -	\$ -
Law Enf. Cont. Ed.	\$ 47,400	\$ -	\$ -	\$ -
Inf Com Tech	\$ 186,620	\$ -	\$ -	\$ -
Parks/VIPS Public Safety	\$ 6,000	\$ -	\$ -	\$ -
Public Safety LOIT	\$ 235,309	\$ -	\$ -	\$ -
Economic Dev. Income Tax	\$ 574,418	\$ -	\$ -	\$ -
<b>TOTAL:</b>	<b>\$ 17,465,393</b>	<b>\$ 12,530,632</b>	<b>\$ -</b>	<b>\$ 8,709,609</b>

As advertised	
Controlled Levies Above	\$ 6,014,813
Max Levy	\$ 6,227,077
PSAP reduction	\$ 225,650
Effective Max Levy	\$ 6,001,427
Assessed Valuation:	\$ 714,906,998
70% of FY 2014 AV	

2. **Pre-Adoption Hearing of the Proposed Fiscal Year 2015 Budget of the Sanitary District, pursuant to IC 6-1.1-17-20.** *Under amendments to IC 6-1.1-17-20, the Sanitary District's governing body shall submit its proposed budget and property tax levies to the municipal fiscal body. The proposed budget and levy shall be submitted to the city or town fiscal body in the manner prescribed by the department of local government finance before September 2 of a year. The fiscal body of the city, town, or county (whichever applies) shall review each budget and proposed tax levy and adopt a final budget and tax levy for the taxing unit. The fiscal body may reduce or modify but not increase the proposed budget or tax levy. The final adoption vests with the Town Council. The Town Council should take its final action at its meeting of October 27, 2014.*

- (a) **Verification of Proofs of Publication:** (TIMES: (TIMES: 09-05-2014 & 09-16-2014; POST-TRIB: 09-08-2014 & 09-18-2014) The Town Attorney indicated that the proofs of publication were in compliance with IC 5-3-1 and IC 6-1.1-17.
- (b) **Introduction of Proposed Ordinance No. 1567:** An Enactment of Appropriations and Budget Levies and Rates for the 2015 Budgets of the Sanitary District of Highland. Councilor Herak introduced and filed the proposed Ordinance No. 1567. There was no further action on the ordinance.
- (c) **Public Hearing.** The Town Council President called the public hearing to order. There were no comments or remonstrance regarding the proposed sanitary district budget for FY 2015. The hearing was closed.

Pursuant to IC 6-1.1-17 et seq., consideration of the proposed ordinance for final fiscal body adoption cannot take place sooner than ten (10) days following the pre-adoption hearing. Consideration for passage and adoption of the proposed ordinance will be at the regular meeting of the **Town Council, Monday, October 28, 2013 at 7:00 p.m.**

Fund Name	Budget Estimate	Maximum estimated Funds to be raised	Excessive Levy Appeals	Current Tax Levy
Sanitary Special Operating Fund	\$ 2,071,144	\$ 1,017,195	\$ -	\$ 175,663
Sanitary District Debt Service	\$ 1,441,306	\$ 2,032,063	\$ -	\$ 1,293,982
Sanitary District Debt Service Exempt	\$ 437,643	\$ 632,131	\$ -	\$ 436,093
	\$ -	\$ -	\$ -	\$ -
<b>TOTAL:</b>	<b>\$ 3,950,093</b>	<b>\$ 3,681,389</b>	<b>\$ -</b>	<b>\$ 1,905,738</b>

As advertised

Controlled Levies Above	\$ 1,017,195
Max Levy	\$ 185,566
FIT	\$ 232
Max Levy	\$ 185,798
Assessed Valuation:	\$ 714,906,998
70% of FY 2014 AV	

FY 2015

**Corporation General Fund:**  
(departmentalized)

*Proposed*

**FY 2015**  
*Adopted*

<i>Office of the Town Council</i>		
Personnel Services	\$ 80,182	\$ -
Supplies	\$ 700	\$ -
Other Services & Charges	\$ 132,433	\$ -
Capital Outlays	\$ -	\$ -
<b>Department Total:</b>	<b>\$ 213,315</b>	<b>\$ -</b>
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<i>Advisory Board of Zoning Appeals</i>		
Personnel Services	\$ 3,359	\$ -
Supplies	\$ 200	\$ -
Other Services & Charges	\$ 7,976	\$ -
Capital Outlays	\$ -	\$ -
<b>Department Total:</b>	<b>\$ 11,535</b>	<b>\$ -</b>
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<i>Volunteers in Policing</i>		
Personnel Services	\$ 2,720	\$ -
Supplies	\$ 16,080	\$ -
Other Services & Charges	\$ 2,650	\$ -
Capital Outlays	\$ -	\$ -
<b>Department Total:</b>	<b>\$ 21,450</b>	<b>\$ -</b>
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<i>Office of the Clerk-Treasurer</i>		
Personnel Services	\$ 114,889	\$ -
Supplies	\$ 3,400	\$ -
Other Services & Charges	\$ 51,158	\$ -
Capital Outlays	\$ -	\$ -
<b>Department Total:</b>	<b>\$ 169,447</b>	<b>\$ -</b>
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<i>Building Inspection Department</i>		
Personnel Services	\$ 236,390	\$ -
Supplies	\$ 9,550	\$ -
Other Services & Charges	\$ 60,653	\$ -
Capital Outlays	\$ -	\$ -
<b>Department Total:</b>	<b>\$ 306,593</b>	<b>\$ -</b>
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<i>Fire Department</i>		
Personnel Services	\$ 219,669	\$ -
Supplies	\$ 31,670	\$ -
Other Services & Charges	\$ 96,322	\$ -
Capital Outlays	\$ 15,100	\$ -
<b>Department Total:</b>	<b>\$ 362,761</b>	<b>\$ -</b>
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<i>Plan Commission Dept.</i>		
Personnel Services	\$ 2,842	\$ -
Supplies	\$ 325	\$ -
Other Services & Charges	\$ 88,246	\$ -
Capital Outlays	\$ -	\$ -
<b>Department Total:</b>	<b>\$ 91,413</b>	<b>\$ -</b>
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*Metropolitan Police Department*

Personnel Services	\$	3,670,679	\$	-
Supplies	\$	171,750	\$	-
Other Services & Charges	\$	1,050,009	\$	-
Capital Outlays	\$	-	\$	-
<b>Department Total:</b>	<b>\$</b>	<b>4,892,438</b>	<b>\$</b>	<b>-</b>

*Services & Works Board Dept.*

Personnel Services	\$	-	\$	-
Supplies	\$	-	\$	-
Other Services & Charges	\$	691,981	\$	-
Capital Outlays	\$	-	\$	-
<b>Department Total:</b>	<b>\$</b>	<b>691,981</b>	<b>\$</b>	<b>-</b>

*Town Hall and Monuments Dept.*

Personnel Services	\$	16,993	\$	-
Supplies	\$	4,700	\$	-
Other Services & Charges	\$	28,315	\$	-
Capital Outlays	\$	-	\$	-
<b>Department Total:</b>	<b>\$</b>	<b>50,008</b>	<b>\$</b>	<b>-</b>

**Fund Total: \$ 6,810,941 \$ -**

Proposed (est.) Rate for the Fund \$ 0.6848 per \$100 dollars of av  
 Adopted (Est.) Rate for the Fund \$ - per \$100 dollars of av

**Redevelopment General Fund:**

	<i>Proposed</i>		<i>Adopted</i>	
Personnel Services	\$	80,222	\$	-
Supplies	\$	6,000	\$	-
Other Services & Charges	\$	87,900	\$	-
Capital Outlays	\$	-	\$	-
<b>Fund Total:</b>	<b>\$</b>	<b>174,122</b>	<b>\$</b>	<b>-</b>

Proposed (est.) Rate for the Fund \$ 0.0168 per \$100 dollars of av  
 Adopted (Est.) Rate for the Fund \$ - per \$100 dollars of av

Rate for both the Redevelopment General and the Redevelopment Capital  
 is capped at .0333, pursuant to IC 36-7-14-28.

**Redevelopment Capital Fund:**

	<i>Proposed</i>		<i>Adopted</i>	
Personnel Services	\$	-	\$	-
Supplies	\$	-	\$	-
Other Services & Charges	\$	151,000	\$	-
Capital Outlays	\$	169,000	\$	-
<b>Fund Total:</b>	<b>\$</b>	<b>320,000</b>	<b>\$</b>	<b>-</b>

Proposed (est.) Rate for the Fund \$ - per \$100 dollars of av  
 Adopted (Est.) Rate for the Fund \$ - per \$100 dollars of av

Rate for both the Redevelopment General and the Redevelopment Capital  
 is capped at .0333, pursuant to IC 36-7-14-28.

**Parks and Recreation Fund:**

	<i>Proposed</i>		<i>Adopted</i>	
Personnel Services	\$	1,029,000	\$	-
Supplies	\$	105,000	\$	-
Other Services & Charges	\$	1,041,500	\$	-
Capital Outlays	\$	-	\$	-
<b>Fund Total:</b>	<b>\$</b>	<b>2,175,500</b>	<b>\$</b>	<b>-</b>

Proposed (est.) Rate for the Fund \$ 0.1392 per \$100 dollars of av  
 Adopted (Est.) Rate for the Fund \$ - per \$100 dollars of av

**Police Pension 1925 Fund:**

	<i>Proposed</i>	<i>Adopted</i>
Personnel Services	\$ 818,368	\$ -
Supplies	\$ 400	\$ -
Other Services & Charges	\$ 1,115	\$ -
Capital Outlays	\$ -	\$ -
<b>Fund Total:</b>	<b>\$ 819,883</b>	<b>\$ -</b>
Proposed (est.) Rate for the Fund	\$ 0.0006	per \$100 dollars of av
Adopted (Est.) Rate for the Fund	\$ -	per \$100 dollars of av

**Parks Dist Bond & Lease Exempt Fund**

	<i>Proposed</i>	<i>Adopted</i>
Personnel Services	\$ -	\$ -
Supplies	\$ -	\$ -
Other Services & Charges	\$ 204,934	\$ -
Capital Outlays	\$ -	\$ -
<b>Fund Total:</b>	<b>\$ 204,934</b>	<b>\$ -</b>
Proposed (est.) Rate for the Fund	\$ 0.0285	per \$100 dollars of av
Adopted (Est.) Rate for the Fund	\$ -	per \$100 dollars of av

**Parks Dist Bond & Lease Fund (Regular)**

	<i>Proposed</i>	<i>Adopted</i>
Personnel Services	\$ -	\$ -
Supplies	\$ -	\$ -
Other Services & Charges	\$ 1,282,348	\$ -
Capital Outlays	\$ -	\$ -
<b>Fund Total:</b>	<b>\$ 1,282,348</b>	<b>\$ -</b>
Proposed (est.) Rate for the Fund	\$ 0.1850	per \$100 dollars of av
Adopted (Est.) Rate for the Fund	\$ -	per \$100 dollars of av

**Corporation Bond Fund**

	<i>Proposed</i>	<i>Adopted</i>
Personnel Services	\$ -	\$ -
Supplies	\$ -	\$ -
Other Services & Charges	\$ 2,403,443	\$ -
Capital Outlays	\$ -	\$ -
<b>Fund Total:</b>	<b>\$ 2,403,443</b>	<b>\$ -</b>
Proposed (est.) Rate for the Fund	\$ 0.5477	per \$100 dollars of av
Adopted (Est.) Rate for the Fund	\$ -	per \$100 dollars of av

**Corporation Bond Exempt Fund**

	<i>Proposed</i>	<i>Adopted</i>
Personnel Services	\$ -	\$ -
Supplies	\$ -	\$ -
Other Services & Charges	\$ 115,495	\$ -
Capital Outlays	\$ -	\$ -
<b>Fund Total:</b>	<b>\$ 115,495</b>	<b>\$ -</b>
Proposed (est.) Rate for the Fund	\$ 0.0161	per \$100 dollars of av
Adopted (Est.) Rate for the Fund	\$ -	per \$100 dollars of av

**Motor Vehicle Highway Fund**

	<i>Proposed</i>	<i>Adopted</i>
Personnel Services	\$ 444,490	\$ -
Supplies	\$ 288,055	\$ -
Other Services & Charges	\$ 180,862	\$ -
Capital Outlays	\$-	\$ -
<b>Fund Total:</b>	<b>\$ 913,407</b>	<b>\$ -</b>
Proposed (est.) Rate for the Fund	\$ -	per \$100 dollars of av
Adopted (Est.) Rate for the Fund	\$ -	per \$100 dollars of av

**Local Roads & Streets Fund**

	<i>Proposed</i>	<i>Adopted</i>
Personnel Services	\$ 75,575	\$ -
Supplies	\$-	\$ -
Other Services & Charges	\$ 200,000	\$ -
Capital Outlays	\$-	\$ -
<b>Fund Total:</b>	<b>\$ 275,575</b>	<b>\$ -</b>
Proposed (est.) Rate for the Fund	\$ -	per \$100 dollars of av
Adopted (Est.) Rate for the Fund	\$ -	per \$100 dollars of av

**Municipal Cum Cap Dev Fund**

	<i>Proposed</i>	<i>Adopted</i>
Personnel Services	\$-	\$ -
Supplies	\$ 9,000	\$ -
Other Services & Charges	\$ 203,180	\$ -
Capital Outlays	\$ 146,189	\$ -
<b>Fund Total:</b>	<b>\$ 358,369</b>	<b>\$ -</b>
Proposed (est.) Rate for the Fund	\$ 0.0818	per \$100 dollars of av
Adopted (Est.) Rate for the Fund	\$ -	per \$100 dollars of av
The rate is fixed or capped by I.C. 36-9-15.5 et seq.		

**Cumulative Cap Imp. Fund**

	<i>Proposed</i>	<i>Adopted</i>
Personnel Services	\$-	\$ -
Supplies	\$-	\$ -
Other Services & Charges	\$ 64,000	\$ -
Capital Outlays	\$-	\$ -
<b>Fund Total:</b>	<b>\$ 64,000</b>	<b>\$ -</b>
Proposed (est.) Rate for the Fund	\$ -	per \$100 dollars of av
Adopted (Est.) Rate for the Fund	\$ -	per \$100 dollars of av

**Law Enf. Ed., Trng., & Supply Fund**

	<i>Proposed</i>	<i>Adopted</i>
Personnel Services	\$-	\$ -
Supplies	\$ 21,500	\$ -
Other Services & Charges	\$ 25,900	\$ -
Capital Outlays	\$-	\$ -
<b>Fund Total:</b>	<b>\$ 47,400</b>	<b>\$ -</b>
Proposed (est.) Rate for the Fund	\$ -	per \$100 dollars of av
Adopted (Est.) Rate for the Fund	\$ -	per \$100 dollars of av

**Redevelopment Bond Fund**

	<i>Proposed</i>	<i>Adopted</i>
Personnel Services	\$-	\$ -
Supplies	\$-	\$ -
Other Services & Charges	\$ 256,718	\$ -
Capital Outlays	\$-	\$ -
<b>Fund Total:</b>	<b>\$ 256,718</b>	<b>\$ -</b>
Proposed (est.) Rate for the Fund	\$ 0.0523	per \$100 dollars of av
Adopted (Est.) Rate for the Fund	\$ -	per \$100 dollars of av

**Information & Comm Tech**

	<i>Proposed</i>	<i>Adopted</i>
Personnel Services	\$-	\$ -
Supplies	\$ 3,000	\$ -
Other Services & Charges	\$ 183,620	\$ -
Capital Outlays	\$-	\$ -
<b>Fund Total:</b>	<b>\$ 186,620</b>	<b>\$ -</b>
Proposed (est.) Rate for the Fund	\$ -	per \$100 dollars of av
Adopted (Est.) Rate for the Fund	\$ -	per \$100 dollars of av

**VIPS/PARKS Public Safety Fund**

	<i>Proposed</i>	<i>Adopted</i>
Personnel Services	\$ 600	\$ -
Supplies	\$ 5,400	\$ -
Other Services & Charges	\$ -	\$ -
Capital Outlays	\$ -	\$ -
<b>Fund Total:</b>	<b>\$ 6,000</b>	<b>\$ -</b>
Proposed (est.) Rate for the Fund	\$ -	per \$100 dollars of av
Adopted (Est.) Rate for the Fund	\$ -	per \$100 dollars of av

**Solid Waste District Grant Fund**

	<i>Proposed</i>	<i>Adopted</i>
Personnel Services	\$-	\$ -
Supplies	\$ 5,000	\$ -
Other Services & Charges	\$ 111,100	\$ -
Capital Outlays	\$ 50,000	\$ -
<b>Fund Total:</b>	<b>\$ 166,100</b>	<b>\$ -</b>
Proposed (est.) Rate for the Fund	\$ -	per \$100 dollars of av
Adopted (Est.) Rate for the Fund	\$ -	per \$100 dollars of av

**Special Events Non Reverting**

	<i>Proposed</i>	<i>Adopted</i>
Personnel Services	\$ 8,360	\$ -
Supplies	\$ 1,000	\$ -
Other Services & Charges	\$ 65,450	\$ -
Capital Outlays	\$ -	\$ -
<b>Fund Total:</b>	<b>\$ 74,810</b>	<b>\$ -</b>
Proposed (est.) Rate for the Fund	\$ -	per \$100 dollars of av
Adopted (Est.) Rate for the Fund	\$ -	per \$100 dollars of av

**Public Safety LOIT Fund**

	<i>Proposed</i>	<i>Adopted</i>
Personnel Services	\$ -	\$ -
Supplies	\$ -	\$ -
Other Services & Charges	\$ 235,309	\$ -
Capital Outlays	\$ -	\$ -
<b>Fund Total:</b>	<b>\$ 235,309</b>	<b>\$ -</b>
Proposed (est.) Rate for the Fund	\$ -	per \$100 dollars of av
Adopted (Est.) Rate for the Fund	\$ -	per \$100 dollars of av

**Economic Development Income Tax Fund**

	<i>Proposed</i>	<i>Adopted</i>
Personnel Services	\$ -	\$ -
Supplies	\$ -	\$ -
Other Services & Charges	\$ 114,884	\$ -
Capital Outlays	\$ 459,534	\$ -
<b>Fund Total:</b>	<b>\$ 574,418</b>	<b>\$ -</b>
Proposed (est.) Rate for the Fund	\$ -	per \$100 dollars of av
Adopted (Est.) Rate for the Fund	\$ -	per \$100 dollars of av
<b>Total of All Funds:</b>	<b>\$ 17,465,392</b>	<b>\$ -</b>

**Sanitary District Special Operating Fund**

*(Departmentalized)*

	<i>Proposed</i>	<i>Final Approval</i>
<i>Operating Department</i>		
Personnel Services	\$ 119,944	\$ -
Supplies	\$ 8,150	\$ -
Other Services & Charges	\$ 96,620	\$ -
Capital Outlays	\$ 15,000	\$ -
<b>Departmental Total:</b>	<b>\$ 239,714</b>	<b>\$ -</b>
<i>Sanitation and Waste Department</i>		
Personnel Services	\$ 342,225	\$ -
Supplies	\$ 29,050	\$ -
Other Services & Charges	\$ 1,460,155	\$ -
Capital Outlays	\$-	\$ -
<b>Departmental Total:</b>	<b>\$ 1,831,430</b>	<b>\$ -</b>
<b>Fund Total:</b>	<b>\$ 2,071,144</b>	<b>\$ -</b>
Adopted (est.) Rate for the Fund	\$ 0.1423	per \$100 dollars of av
Final (Est.) Rate for the Fund	\$ -	per \$100 dollars of av

**Sanitary District Bond and Interest Fund**

	<i>Proposed</i>	<i>Final Approval</i>
Personnel Services	\$-	\$ -
Supplies	\$-	\$ -
Other Services & Charges	\$ 1,441,306	\$ -
Capital Outlays	\$-	\$ -
<b>Fund Total:</b>	<b>\$ 1,441,306</b>	<b>\$ -</b>
Adopted (est.) Rate for the Fund	\$ 0.2842	per \$100 dollars of av
Final (Est.) Rate for the Fund	\$ -	per \$100 dollars of av

**Sanitary District Bond and Interest Exempt Fund**

	<i>Proposed</i>	<i>Final Approval</i>
Personnel Services	\$-	\$ -
Supplies	\$-	\$ -
Other Services & Charges	\$ 437,643	\$ -
Capital Outlays	\$-	\$ -
<b>Fund Total:</b>	<b>\$ 437,643</b>	<b>\$ -</b>
Adopted (est.) Rate for the Fund	\$ 0.0884	per \$100 dollars of av
Final (Est.) Rate for the Fund	\$ -	per \$100 dollars of av
 <b>Total of All San Dist Funds:</b>	 <b>\$ 3,950,093</b>	 <b>\$ -</b>

3. **Public Hearing:** Proposed Additional Appropriations in Excess of the 2013 Budget for the Special Public Safety Fund, General Improvement Fund, Municipal Cumulative Street Fund, and the Sanitary Extension and Improvement Fund, of the Sanitary District and Department of Public Sanitation.
  - (a) Attorney verification of Proofs of Publication: (The TIMES 2 October 2014.) The Town Attorney indicated that the proof of publication was in compliance with IC 5-3-1.
  - (b) **Public Hearing.** The Town Council President called the public hearing to order. There were no comments. The hearing was closed.
  - (c) Action on **Appropriation Enactment No. 2014-44:** An Enactment Appropriating Additional Moneys in Excess of the Annual Budget for the Information Communications Technology (ICT) Fund, all pursuant to I.C. 6-1.1-18, and I.C. 36-5-3-5.

Councilor Herak introduced and moved the consideration of Enactment No. 2014-44 at the same meeting of its introduction. Councilor Adams seconded. Upon a roll call vote, a unanimous vote being necessary, there were five affirmatives and no negatives. The motion passed. The enactment could be considered at the same meeting of its introduction.

Councilor Herak moved the passage and adoption of Enactment No. 2014-44 at the same meeting of its introduction. Councilor Adams seconded. Upon a roll call vote, a two-thirds vote being necessary, there were five affirmatives and no negatives. The motion passed. The enactment was passed and adopted at the same meeting of its introduction.

**Town of Highland  
Appropriation Enactment  
Enactment No. 2014-44**

AN ENACTMENT APPROPRIATING ADDITIONAL MONEYS IN EXCESS OF THE ANNUAL BUDGET for the INFORMATION AND COMMUNICATION TECHNOLOGY FUND, ALL PURSUANT TO I.C. 6-1.1-18, and I.C. 36-5-3-5.

WHEREAS, Following a public hearing advertised pursuant to I.C. 5-3-1, it has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget for the **Information and Communication Technology Fund;**

WHEREAS, It has been determined that such additional appropriations as may be approved by this enactment, will not increase the levies set under I.C. 6-1.1-17, all pursuant to I.C. 36-5-3-5;

NOW, THEREFORE BE IT ENACTED by the Town Council of the Town of Highland, Lake County, Indiana, as follows:

**Section 1.** That for the expenses of said municipality, the following additional sums of money are hereby appropriated and ordered set apart out of the **Information and Communication Technology Fund** herein named and for the purposes herein specified, subject to the laws governing the same:

INFORMATION AND COMMUNICATIONS TECHNOLOGY FUND

Acct. No. 32003: Telephone		\$ 15,000.00
	Total Series:	\$ 15,000.00
	<b>Fund Total:</b>	<b>\$ 15,000.00</b>

**Section 2.** That the Clerk-Treasurer is hereby authorized and instructed to inform the Department of Local Government Finance of this action and that these monies be made available for expenditure pursuant to I.C. 6-1.1-18.

**Section 3.** That in satisfaction and for the purposes of the provisions set out in I.C. 36-5-2-9.6, I.C. 36-5-3-5, I.C. 36-5-4-2, this enactment shall be deemed properly filed and introduced before the Town Council at a regular or special meeting, properly called and convened pursuant to I.C. 5-1.5-14 *et seq.*

Introduced and Filed on the 13TH Day of October 2014. Consideration on the same day or at same meeting of introduction sustained a vote of 5 in favor and 0 opposed, pursuant to IC 36-5-2-9.8.

DULY ORDAINED, ENACTED AND ADOPTED this 13<sup>TH</sup> Day of October 2014, by the Town Council of the Town of Highland, Lake County, Indiana, having been passed by a vote of 5 in favor and 0 opposed.

TOWN COUNCIL of the TOWN of  
HIGHLAND, INDIANA

Dan Vassar, President (IC 36-5-2-10)

ATTEST:

Michael W. Griffin, IAMC/MMC/CPFA/CPFIM/CMO  
Clerk-Treasurer (IC 33-16-4-1; IC 36-5-6-5)

4. **Resolution No. 2014-45:** A Resolution Articulating The "Sense Of The Town Council" Affirming The Hoosier Rails To Trails Council's Hoosier Hiking And Biking Corridor System. *A representative from the Hoosier Rails to Trails Council will be in attendance to discuss this initiative. It is the Hoosier Rail Council that invites this action by the Town Council.*

The Town Council President recognized Mr. Raymond Porter from the Hoosier Rails To Trails Council who described the initiative to connect existing trails to have a segment run from Dyer to Fort Wayne in part to commemorate the Bicentennial of Indiana Statehood in 2016.

Councilor Kuiper moved the passage and adoption of Resolution No. 2014-45. Councilor Adams seconded. Upon a roll call vote, there were five affirmatives and no negatives. The motion passed. The resolution was adopted.

HIGHLAND TOWN COUNCIL  
Resolution No 2014-45

A RESOLUTION ARTICULATING THE "SENSE OF THE TOWN COUNCIL" AFFIRMING THE HOOSIER RAILS TO TRAILS COUNCIL'S HOOSIER HIKING AND BIKING CORRIDOR SYSTEM

**WHEREAS,** The Highland Town Council, as the fiscal and legislative body of the Town of Highland, from time to time, encounters issues of public import and moment which invite an expression from the elected representatives as part of the public discourse on the matter;

**WHEREAS,** Article 1, Section 31 of the Indiana Constitution provides that no law shall restrain any of the inhabitants of the State from assembling together in a peaceable manner, to consult for their common good, nor from instructing their representatives, nor from applying to the General Assembly for redress of grievances; and

**WHEREAS,** The Town of Highland, through its Parks and Recreation Department, initiated one of the first developed bicycle paths in the area, which continues to be a popular asset Highland residents;

**WHEREAS,** The Town of Highland by and through its Town Council, seeks to encourage bicycling and hiking in, across, and/or through the local community and seeks connections to benefit by the 47 billion dollar industry of touring by non-motor means of transport;

**WHEREAS**, The Hoosier Rails to Trails Council (HRTC) and other groups are promoting the United States Bicycle Route System through Indiana;

**WHEREAS**, HRTC wishes to work with these local communities promoting connections to extend branch routes from the USBRS across parts of Indiana to link with bordering states and thereby build the Hoosier Hiking and Biking Corridor (HH&BC) System; and,

**WHEREAS**, HRTC has investigated the proposed route and found it to be a suitable route, and desires that the Town of Highland sufficiently acknowledge it to support it being formally identified and cartographically with optional signing as a part of promoting bike & hike tourism in the local community and its connections; and,

**WHEREAS**, Highland, Indiana should be proud to join this commendable effort in providing the Region, the State and our Nation with a well designed, fully integrated Hoosier Hiking and Biking Corridor System;

**WHEREAS** The Town of Highland by and through its elected officers wishes to offer a distinct, public expression related to the public import of this matter,

**BE IT HEREBY RESOLVED**, That it the sense of the Town Council that the Town of Highland, Indiana the development of the Hoosier Hiking and Biking Corridor and Connection Project is a commendable undertaking and it is hereby affirmed;

**BE IT FURTHER RESOLVED**, That it the sense of the Town Council that in order to further advance this project, the concept of erecting signs within the community identifying the particular route or routes be affirmed, to the extent it is not proscribed by IC 9-21-1-4;

**BE IT STILL FURTHER RESOLVED**, That it the sense of the Town Council to explore the appointment of a proper department head or community volunteer as route liaison, working with HRTC in advising on local and long-term maintenance of this route and on promotion of the HH&BC System.

**DULY RESOLVED and ADOPTED** this 13th Day of October 2014 by the Town Council of the Town of Highland, Lake County, Indiana, having been passed by a vote of 5 in favor and 0 opposed.

**TOWN COUNCIL of the TOWN of  
HIGHLAND, INDIANA**

Dan Vassar, **President** (IC 36-5-2-10)

**Attest:**

Michael W. Griffin, IAMC/MMC/CPFA/CPFIM/CMO  
**Clerk-Treasurer** (IC 33-16-4-1; IC 36-5-6-5)

*Motion to modify the order of business.* (The matter of the Town Theater was last matter under unfinished business and general orders. It was noted that there were many people present interested in the disposition of this item of business.) Councilor Adams moved to bring the matter of the Town Theater to be in order next and once acted upon to resume the normal order of business. Councilor Zemen seconded. A two-thirds vote being necessary, there were five affirmatives and no negatives. The motion passed. The matter of the Town Theater was in order.

11. Instruction regarding the Town Theatre Reconstruction and Redevelopment Project. *At the Study Sessions of July 21 and August 18, the Town Council received briefings on rationale for the reconstruction and redevelopment of the Town Theatre as consistent with the Redevelopment Plan governing that particular Redevelopment Area. It is believed this action will serve as an element in both business retention as well as business recruitment and development for the Kennedy Avenue corridor. It is also a measure that is believed will begin to arrest early signs of disinvestment that are being observed. The Redevelopment Commission, in the interest of administrative economy has asked that the Town Council offer its affirmation or rejection of the project before the Redevelopment Commission would move fully forward with the project. The Town Council's action should be to direct that the project proceed or that the project should be curtailed.*

Councilor Zemen moved to instruct the Redevelopment Commission to move forward with the redevelopment project to reconstruct the Town Theater and cause it to reopen according to the redevelopment plans previously presented. Councilor Kuiper seconded. Upon a roll call vote, there were three affirmatives and two

negatives. With Councilors Zemen, Kuiper and Vassar voting in the affirmative and Councilors Herak and Adams voting in the negative, the motion passed. The Redevelopment Commission was directed to proceed with the Town Theater project as part of the plan for the redevelopment area along Kennedy Avenue.

With leave from the Town Council, all the members of the Town Council offered remarks regarding the rationale for their vote.

The regular order of business was resumed.

**Staff Reports:**

The Clerk-Treasurer read the following reports into the record.

- Building & Inspection Report for September 2014 will be submitted in a future meeting.
- **Building & Inspection Report for August 2014**

Permit	Number.	Residential	Commercial	Est. Cost	Fees
Commercial Buildings:	0	0	0	\$0.00	\$0.00
Commercial Additions or Remodeling:	6	0	6	\$106,084.00	\$1,995.00
Signs:	3	0	3	\$30,300.00	\$853.50
Single Family:	1	1	0	\$275,000.00	\$3,257.00
Duplex/Condo:	0	0	0	\$0.00	\$0.00
Residential Additions:	1	1	0	\$39,500.00	<b>\$672.00</b>
Residential Remodeling:	108	108	0	\$797,097.00	\$13,854.50
Garages:	0	0	0	\$0.00	\$0.00
Sheds:	3	3	0	\$8,475.00	\$296.00
Decks & Porches:	9	9	0	\$20,328.00	\$1,501.00
Fences	10	10	0	\$26,758.00	\$961.00
Swimming Pools	1	1	0	0	\$36.50
Drain Tile/Waterproofing	8	8	0	\$49,502.00	\$1,068.00
Misc.	4	2	2	\$102,842.00	\$411.00
<b>TOTAL:</b>	<b>154</b>	<b>143</b>	<b>11</b>	<b>\$1,455,866.00</b>	<b>\$24,905.50</b>
<b>Electrical Permits</b>	28	26	2		<b>\$2,226.00</b>
<b>Mechanical Permits</b>	22	19	3		<b>\$1,920.50</b>
<b>Plumbing Permits</b>	15	13	2		\$7,864.00
<b>Water Meters</b>	5	3	2		\$2,035.00
<b>Water Taps</b>	2	1	1		\$ 530.00
<b>Sewer/Storm Taps</b>	4	3	1		\$1,400.00
<b>TOTAL Plumbing:</b>	26	20	6		<b>\$11,829.00</b>

**August Code Enforcement:**

Investigations: 218  
Citations: 49

**August Inspections:**

Building: 59      Electrical: 56      Plumbing: 19      HVAC: 13

Electrical Exams: 0

• **Building & Inspection Report for July 2014**

Permit	Number.	Residential	Commercial	Est. Cost	Fees
Commercial Buildings:	0	0	0	\$0.00	\$0.00
Commercial Additions or Remodeling:	3	0	3	\$79,137.00	\$1,647.00
Signs:	10	0	1	\$139,271.00	\$3,082.50
Single Family:	0	0	0	\$0.00	\$0.00
Duplex/Condo:	0	0	0	\$0.00	\$0.00
Residential Additions:	0	0	0	\$0.00	\$0.00
Residential Remodeling:	95	95	0	\$632,027.00	\$11,141.50
Garages:	1	1	0	\$14,193.00	\$360.50
Sheds:	2	1	1	\$4,117.00	\$457.50
Decks & Porches:	9	9	0	\$19,347.00	\$1,636.50
Fences	29	29	0	\$132,512.00	\$3,336.00
Swimming Pools	2	2	0	0	\$146.00
Drain Tile/Waterproofing	5	5	0	\$43,850.00	\$827.00
Misc.	3	3	0	\$46,913.00	\$296.50
<b>TOTAL:</b>	<b>159</b>	<b>145</b>	<b>14</b>	<b>\$1,111,367.00</b>	<b>\$22,931.00</b>
<b>Electrical Permits</b>	38	31	7		\$8,271.50
<b>Mechanical Permits</b>	24	22	2		\$1,531.00
<b>Plumbing Permits</b>	8	6	2		\$3,419.55
<b>Water Meters</b>	4	2	2		\$1,960.00
<b>Water Taps</b>	1	1	0		\$200.00
<b>Sewer/Storm Taps</b>	2	0	2		\$600.00
<b>TOTAL Plumbing:</b>	15	9	6		\$6,179.55

**July Code Enforcement:**

Investigations: 178  
Citations: 51

**July Inspections:**

Building: 56      Electrical: 61      Plumbing: 11      HVAC: 4  
Electrical Exams: 2

• **Fire Department Report for September 2014**

	Month	2nd half of year
General Alarms	9	33
Still Alarms	3	16
Paid still alarms	9	33
<b>Total:</b>	<b>21</b>	

• **Workplace Safety Report for September 2014**

The following incident summary was filed:

Department	Injuries this Month	Year to Date 2014	Total in 2013	Restricted Days 2014	Lost Workdays This Year (2014)	Restricted Days Last Year (2013)	Lost Workdays Last Year (2013)
Parks	0	1	2	0	0	0	0
Fire	0	0	1	0	0	0	0
Police	0	2	8	0	1	0	0
Street	2	2	4	0	0	43	0
Water & Sewer	0	6	3	170	48	126	0
Maint.	0	3	0	35	47	0	0
Other	0	1	4	0	0	0	0
<b>TOTALS</b>	<b>2</b>	<b>15</b>	<b>22</b>	<b>205</b>	<b>96</b>	<b>169</b>	<b>0</b>

Effective January 1, 2002, OSHA changed the record keeping guidelines. The municipality now counts the number of days lost from the day after the injury until the employee returns to work. Weekend, holidays, vacation days or other days scheduled off are included in the lost days count to a maximum of 180 days.

**Unfinished Business and General Orders:**

- Works Board Order No. 2014-30:** An Order Authorizing and Approving the First Change Order to the Construction Contract related to the 3300 block of Condit Street Reconstruction Project, all Pursuant to I.C. 36-1-12-18.

Councilor Herak moved that the works board order be passed and adopted. Councilor Adams seconded. Upon a roll call vote, there were five affirmatives and no negatives. The motion passed. The order was adopted.

**The Town of Highland  
Order of the Works Board No. 2014-30**

**An Order Authorizing and Approving the First Change Order to the Construction Contract related to the 3300 block of Condit Street Reconstruction Project, all Pursuant to I.C. 36-1-12-18**

**Whereas,** The Town of Highland, through its Town Council, which is the Works Board of the Municipality pursuant to I.C. 36-1-2-24(3), has heretofore authorized and approved a public works project for street reconstruction and other improvements in the public roadway of Condit Street, with the project commonly known as the 3300 block of Condit Street Reconstruction Project; and

**Whereas,** The Town Council has heretofore awarded a contract to Reith-Riley Construction Co. Inc, for the Project on June 2,, 2014 in the amount of Two Hundred Sixty-four Thousand Nine Hundred Ninety-one Dollars and 80/100 Cents (\$264,991.80); and

**Whereas,** During the course of construction of the Project, it has become necessary to change or alter the original specifications of the project; and

**Whereas,** Garcia Consulting, a licensed engineer performing construction engineering services on this project, at the request of the Town, through the Public Works Director, has specifically identified and presented a description of such changes as one (1) proposed first addendum to the original construction contract with Reith-Riley Construction Co. Inc., particularly in support of costs associated with several bid items, which has a net effect of increasing the contract cost by the amount of Ten Thousand Four Hundred Forty-two Dollars and 55/100 Cents (\$10,442.55); and

**Whereas,** The Town of Highland, through its Town Council which is also the Board of Works, now desires to accept and issue the order for change as described.

**Now Therefore Be it hereby Ordered** by the Town Council of the Town of Highland, Lake County, Indiana:

**Section 1.** That Change Order No. 1 for the 3300 block of Condit Street Reconstruction Project, as prepared by Garcia Consulting, a licensed professional engineer performing construction engineering services on the Project, is hereby approved and authorized in each and every respect;

**Section 2.** That this first addendum is hereby ordered to be known as Change Order No. 1, issued to increase the net cost to the original agreement between the Town of Highland and Reith-Riley Construction Co.

Inc., in the amount of Thirty Ten Thousand Four Hundred Forty-two Dollars and 55/100 Cents (\$10,442.55), bringing the total value of the entire agreement with any and all change orders approved to date to Two Hundred Seventy-five Thousand Four Hundred Thirty-four Dollars and 35/100 Cents (\$275,434.35);

**Section 3.** That as any additional units of materials included in the original contract become needed, the costs of these units in this change order be the same as those shown in the original contract, all pursuant to IC 36-1-12-18(f);

**Section 4.** That the total of all change orders issued that increase the scope of this project may not exceed twenty percent (20%) of the amount of the original contract, that original contract Two Hundred Sixty-four Thousand Nine Hundred Ninety-one Dollars and 80/100 Cents (\$264,991.80); which may not exceed Three Hundred Seventeen Thousand Nine Hundred Ninety Dollars and 16/100 Cents (\$317,990.16), all pursuant to IC 36-1-12-18(d);

**Section 5.** That the proper officers hereby be and are authorized to execute the necessary documents with their signatures.

**Be it So Ordered**

**DULY, PASSED and ORDERED** by the Town Council of the Town of Highland, Lake County, Indiana, acting as the Works Board, this 22nd day of September 2014 having passed by a vote of 5 in favor and 0 opposed.

**TOWN COUNCIL of the TOWN of  
HIGHLAND, INDIANA**

Dan Vassar, President (IC 36-5-2-10)

**Attest:**

Michael W. Griffin, IAMC/MMC/CPFA/CPFIM/CMO  
Clerk-Treasurer (IC 33-16-4-1; IC 36-5-6-5)

2. Action to affirm the Public Works Director's recommendation to engage Robinson Engineering to perform Quiet Zone Analysis for the Grand Trunk Railroad crossing on Kennedy Avenue. The estimate of total fees to be charged is well below the threshold requiring action by the purchasing agency. The Public Works seeks this authority for the concept as well.

Councilor Zemen moved to affirm the Public Works Directors recommendation to engage Robinson Engineering to perform Quiet Zone Analysis as indicated. Councilor Adams seconded. Upon a roll call vote, there five affirmatives and no negatives. The motion passed. The action and recommendation were affirmed.

3. **Resolution No. 2014-42:** An Exigent Resolution Providing for the Transfer of Appropriations Balances from and Among Major Budget Classifications in the Motor Vehicle Highway Fund as Requested by the Proper Officer and Forwarded to the Town Council for its Action Pursuant to I.C. 6-1.1-18-6.

Councilor Herak moved to pass and adopt Resolution No. 2014-42. Councilor Adams seconded. Upon a roll call vote, there were five affirmatives and no negatives. The motion passed. The resolution was adopted.

**TOWN OF HIGHLAND  
APPROPRIATION TRANSFER RESOLUTION  
RESOLUTION NO. 2014-42**

**AN EXIGENT RESOLUTION PROVIDING for the TRANSFER of APPROPRIATION BALANCES from and AMONG MAJOR BUDGET CLASSIFICATIONS in the MOTOR VEHICLE HIGHWAY FUND as REQUESTED BY THE PROPER OFFICER AND FORWARDED to the TOWN COUNCIL for its ACTION PURSUANT TO IC 6-1.1-18-6.**

**WHEREAS,** It has been determined that certain exigent conditions have developed since adoption of the original budget and it is now necessary to transfer certain appropriations into different categories than were initially appropriated for the various functions of the **Motor Vehicle Highway Fund;**

NOW, THEREFORE BE IT RESOLVED by the Town Council of the Town of Highland, Lake County, Indiana as follows:

**Section 1.** That for the expenses of said municipality, the following appropriations are hereby transferred and set apart out of the funds hereinafter named for the purposes specified, subject to the laws governing the same, such sums herein transferred unless otherwise stipulated by law;

**Section 2.** That it has been shown that certain existing unobligated appropriations of the **Motor Vehicle Highway Fund** which are not needed at this time for the purposes for which originally appropriated, and may be transferred to a category of appropriation in order to satisfy an existing need, as follows:

MOTOR VEHICLE HIGHWAY (MVH) FUND

Reduce Accounts:		
#111.31 Labor Wages		\$ 26,000.00
	<i>Total 100 Series Reductions</i>	\$ 26,000.00
Increase Account:		
#230.05 Road Salt		\$ 26,000.00
	<i>Total 200 Series Increases</i>	\$ 26,000.00
	<b>Total of All Fund Decreases:</b>	<b>\$ 26,000.00</b>
	<b>Total of All Fund Increases:</b>	<b>\$ 26,000.00</b>

DULY RESOLVED and ADOPTED this 13th Day of October 2014 by the Town Council of the Town of Highland, Lake County, Indiana, having been passed by a vote of 5 in favor and 0 opposed.

TOWN COUNCIL of the TOWN of  
HIGHLAND, INDIANA

Dan Vassar, President (IC 36-5-2-10)

Attest:

Michael W. Griffin, IAMC/MMC/CPFA/CPFIM/CMO  
Clerk-Treasurer (IC 33-16-4-1; IC 36-5-6-5)

4. **Resolution No. 2014-43:** An Exigent Resolution Providing for the Transfer of Appropriations Balances from and Among Major Budget Classifications in the Office of Clerk-Treasurer of the Corporation General Fund as Requested by the Proper Officer and Forwarded to the Town Council for its Action Pursuant to I.C. 6-1.1-18-6.

TOWN OF HIGHLAND  
APPROPRIATION TRANSFER RESOLUTION  
RESOLUTION NO. 2014-43

AN EXIGENT RESOLUTION PROVIDING for the TRANSFER of APPROPRIATION BALANCES from and AMONG MAJOR BUDGET CLASSIFICATIONS in the OFFICE of the CLERK-TREASURER in the CORPORATION FUND as REQUESTED BY THE PROPER OFFICER AND FORWARDED to the TOWN COUNCIL for its ACTION PURSUANT TO IC 6-1.1-18-6.

WHEREAS, It has been determined that certain exigent conditions have developed since adoption of the original budget and it is now necessary to transfer certain appropriations into different categories than were initially appropriated for the various functions of the **Office of the Clerk-Treasurer in the Corporation General Fund**;

NOW, THEREFORE BE IT RESOLVED by the Town Council of the Town of Highland, Lake County, Indiana as follows:

**Section 1.** That for the expenses of said municipality, the following appropriations are hereby transferred and set apart out of the funds hereinafter named for the purposes specified, subject to the laws governing the same, such sums herein transferred unless otherwise stipulated by law;

**Section 2.** That it has been shown that certain existing unobligated appropriations of the **Office of the Clerk-Treasurer in the Corporation General Fund** which are not needed at this time for the purposes for which originally appropriated, and may be transferred to a category of appropriation in order to satisfy an existing need, as follows:

CORPORATION GENERAL FUND

**Office of the Clerk-Treasurer**

Reduce Accounts: #34023 XXXXXXXX		\$ 800.00
	<i>Total 300 Series Reductions</i>	<u>\$ 800.00</u>
 Increase Account: #20003 XXXXXXXX		 \$ 800.00
	<i>Total 200 Series Increases</i>	<u>\$ 800.00</u>
	<b>Total of All Fund Decreases:</b>	<b>\$ 800.00</b>
	<b>Total of All Fund Increases:</b>	<b>\$ 800.00</b>

**DULY RESOLVED and ADOPTED** this 13th Day of October 2014 by the Town Council of the Town of Highland, Lake County, Indiana, having been passed by a vote of 5 in favor and 0 opposed.

**TOWN COUNCIL of the TOWN of  
HIGHLAND, INDIANA**

Dan Vassar, President (IC 36-5-2-10)

Attest:

Michael W. Griffin, IAMC/MMC/CPFA/CPFIM/CMO  
Clerk-Treasurer (IC 33-16-4-1; IC 36-5-6-5)

5. **Resolution No. 2014-46:** A Resolution Approving the Lease Amendments for Lease Rental Payments to the Highland Public Building Corporation.

Councilor Zemen moved the passage and adoption of Resolution No. 2014-46. Councilor Kuiper seconded. Upon a roll call vote, there were five affirmatives. The motion passed. The resolution was adopted.

**TOWN OF HIGHLAND  
RESOLUTION NO. 2014-46  
RESOLUTION AUTHORIZING AND APPROVING AMENDMENT IN LEASE RENTAL PAYMENTS**

**WHEREAS**, The Town Council of the Town of Highland has previously examined and approved a form of lease proposed by Highland Public Building Corporation on March 10, 2014; and

**WHEREAS**, Informed by the details of the sale of the First Mortgage Bonds of 2014 by the Highland Public Building Corporation, its Board of Directors, approved an amendment to the Lease rental payments, on September 22, 2014;

**WHEREAS**, The Town Council, noting the favorable effect on taxpayers the amended lease payments provides, now desires to act to affirm and accept the lease rental amendment,

**NOW THEREFORE BE IT RESOLVED** by the Town Council of the Town of Highland as follows:

**Section 1.** That the Council now affirms, accepts and approves the Lease Addendum and Amendment, and the revision to the annual lease-rental payments;

**Section 2.** That the amendment to the lease with Highland Public Building Corporation, as lessor, provides for a fair and reasonable rental and further that the execution of said lease amendment is necessary and wise;

**Section 3.** That the Clerk-Treasurer is authorized and directed to initial and date a copy of the lease amendment and to place the same in the minute book immediately following the minutes of this meeting, and said lease amendment is made a part of this resolution as fully as if the same were set forth herein;

**Section 4.** That the President of the Town Council and the Clerk-Treasurer be, and they are hereby authorized and directed to execute the aforesaid lease on behalf of the Town of Highland.

**DULY RESOLVED AND ADOPTED** this 13<sup>th</sup> day of October 2014, by the Town Council for the Town of Highland, Lake County, Indiana, having been passed by a vote of 5 in favor and 0 opposed.

\_\_\_\_\_  
Dan Vassar, President, Town Council

Attest:

Michael W. Griffin, IAMC/MMC/CPFA/CPFIM/CMO  
Town Clerk-Treasurer

**ADDENDUM TO LEASE**

**Between  
Highland Public Building Corporation  
and  
Town of Highland, Indiana  
Executed as of March 24, 2014**

WHEREAS, the Highland Public Building Corporation, an Indiana corporation (the "Building Corporation"), is the lessor under a lease of the real estate described on Exhibit A attached hereto with the Town of Highland, Indiana, dated March 24, 2014 (the "Lease"); and

WHEREAS, it is provided in the Lease that there shall be endorsed thereon by the execution of an addendum to the Lease, the date the Building Corporation will acquire the real estate described in Exhibit A, the name of the bank selected to serve as Trustee under the Trust Indenture which secures the Building Corporation's bonds, and the amount of the reduced rental following the sale of the Building Corporation's bonds; now therefore,

- IT IS HEREBY CERTIFIED AND STIPULATED by all of the undersigned as follows: 1. The Building Corporation will acquire the real estate described in Exhibit A on September 30, 2014, the date of delivery of the Building Corporation's Ad Valorem Property Tax First Mortgage Bonds, Series 2014 (the "Bonds");
2. The Huntington National Bank has been selected to serve as Trustee under the Trust Indenture dated as of August 15, 2014, which secures the Bonds; and
3. Following the sale of the Bonds, the rental shall be reduced to reflect the amount of debt service on the Bonds rounded up to the next \$1,000 level plus \$10,000, pursuant to the Lease. The rental shall be as set forth in Exhibit B attached hereto.

**EXHIBIT B  
 LEASE PAYMENT SCHEDULE**

<b>Payment Date</b>	<b>Original Total Semi-Annual Lease Payment</b>	<b>Revised and Reduced Total Semi-Annual Lease Payment</b>
7/15/15	\$615,000	\$615,000
1/15/16	576,500	460,000
7/15/16	576,500	450,500
1/15/17	576,500	450,500
7/15/17	576,500	442,500
1/15/18	576,500	442,500
7/15/18	576,500	433,000
1/15/19	576,500	433,000
7/15/19	576,500	424,000
1/15/20	576,500	424,000
7/15/20	576,500	414,500
1/15/21	576,500	414,500
7/15/21	576,500	404,000
1/15/22	576,500	404,000
7/15/22	576,500	393,500
1/15/23	576,500	393,500
7/15/23	576,500	383,000
1/15/24	576,500	383,000
7/15/24	576,500	367,500
1/15/25	576,500	367,500
7/15/25	576,500	357,000
1/15/26	576,500	357,000
7/15/26	576,500	347,000
1/15/27	576,500	347,000
7/15/27	576,500	337,000
1/15/28	576,500	337,000
7/15/28	576,500	327,000
1/15/29	576,500	327,000
7/15/29	576,500	316,500
1/15/30	576,500	316,500
7/15/30	576,500	306,500
1/15/31	576,500	306,500
7/15/31	576,500	297,000
1/15/32	576,500	297,000
7/15/32	576,500	287,000
1/15/33	576,500	287,000
7/15/33	576,500	277,500
1/15/34	576,500	277,500
7/15/34	576,500	270,000

6. **Proposed Ordinance No. 1568.1549-B:** An Ordinance to Amend the Wage and Salary Ordinance of the Town of Highland.

Councilor Kuiper introduced and moved the consideration at the same meeting of its introduction of proposed Ordinance No. 1568.1549-B. Councilor Adams seconded. Upon a roll call vote, a unanimous vote being necessary for the motion to pass, there

were four affirmatives and one negative. With Councilors Zemen, Adams, Kuiper and Vassar voting in the affirmative and Councilor Herak voting in the negative, the motion to consider the ordinance at the same meeting of its introduction did not pass. The matter would be taken up at the next meeting.

7. **Proposed Ordinance No. 1569:** An Ordinance to Amend Chapter 10.20 of the Highland Municipal Code Regarding the Parking Proscription on Parkways.

Councilor Herak introduced and moved the consideration of proposed Ordinance No. 1569 at the same meeting of its introduction. Councilor Adams seconded. Upon a roll call vote, a unanimous vote being necessary, there were five affirmatives and no negatives. The motion passed. The ordinance could be considered at the same meeting of its introduction.

Councilor Herak moved the passage and adoption of Ordinance No. 1569 at the same meeting of its introduction. Councilor Adams seconded. Upon a roll call vote, a two-thirds vote being necessary, there were five affirmatives and no negatives. The motion passed. The ordinance was passed and adopted at the same meeting of its introduction.

**ORDINANCE No. 1569  
of the  
TOWN of HIGHLAND, INDIANA**

**AN ORDINANCE to AMEND CHAPTER 10.20 of the HIGHLAND MUNICIPAL CODE RELATING to MOTOR VEHICLES and TRAFFIC, PROVIDING for the ENFORCEMENT THEREOF, REPEALING ALL ORDINANCES in CONFLICT THEREWITH, and DECLARING an EMERGENCY**

**WHEREAS**, The Traffic Safety Commission and the Town Board of Metropolitan Police Commissioners have conducted a study and investigation as to the amendments to Article 10 of the Highland Municipal Code within the Town of Highland;

**WHEREAS**, I.C. 9-21-1 *et sequitur* authorizes the Town of Highland, through its Town Council as a local authority to adopt local regulations regarding traffic; and

**WHEREAS**, I.C. 9-21-1-3(a)(13) specifically authorizes the Town of Highland, through its Town Council as a local authority to adopt local regulations regarding traffic control on public school grounds when requested by the governing body of the school corporation; and

**WHEREAS**, It would be and is in the best interest of the Town of Highland to amend the following sections of the Highland Municipal Code;

**NOW, THEREFORE, BE IT HEREBY ORDAINED BY** the Town Council of the Town of Highland, Lake County, Indiana, as follows:

**Section 1.** That Section 10.20.050 "*Stopping, standing or parking on parkway*" of the Highland Municipal Code be amended by deleting it in its entirety and replacing it with the following successor section, to be styled as Section 10.20.050 which shall be entitled and read as follows:

**10.20.050 Stopping, standing or parking on parkway**

(A) Except as provided in subsection 10.20.050 (B), no person shall stop, stand or park a vehicle on a parkway where curbs exist. Parkway shall be the place between the sidewalk and the curb, as defined in Section 8.20.010.

(B) The provisions of subsection 10.20.050, shall not apply in the following instances:

1. When necessary to avoid a conflict with other traffic,
2. In compliance with the law,
3. When complying with the directions of a police officer or traffic control device, or
4. When the prohibition of parkway parking has been expressly exempted and listed in Section 10.20.050 (C) of this Code.

(C) The parkways located at 8910 Grace Street, 8910 Cottage Grove Place are exempted from the provisions of Section 10.20.050 (A).

**Section 2.** (a) That the Highland Municipal Code be amended by creating a new Section to be numbered 10.20.185, Styled as "*Parking Limited to Certain Vehicles during certain hours*" to read as follows:

**10.20.185 Parking Limited to Certain Identified Vehicles during certain hours.**

When signs are erected in each block giving notice thereof, no person shall park a vehicle except those that may be expressly identified and authorized by this code between the hours specified in HMC 10.35.075 of any day except Sundays and legal holidays within the district or upon any of the streets described in HMC 10.35.075.

(b) That the Highland Municipal Code be further amended by adding a new section to be numbered That Section 10.35.075, Schedule VI-A "Parking Limited to Certain Identified Vehicles during certain hours" to read as follows:

Street	Authorized Vehicles	Location	Side	Time period	Ord. No.	Date Passed
41 <sup>st</sup> Street	School Buses to park only	Between Erie Street and 4 <sup>th</sup> Street	North Side	2 p.m. to 4 p.m.		

**Section 3.** That the proper officer be hereby directed to erect appropriate signs, properly citing the traffic or parking regulation herein, to support the enforcement of the provisions herein;

**Section 4.** All provisions of ordinances in conflict with the provisions hereof are hereby repealed.

**Section 5.** Whereas an emergency exists, this Ordinance shall become and be in full force and effect from and after the date of its adoption, passage and publication in the manner prescribed by law and until its subsequent amendment or repeal by proper ordinance.

Introduced and Filed on the 13<sup>th</sup> Day of October 2014. Consideration on same day or at same meeting of introduction sustained a vote 5 in favor and 0 opposed, pursuant to IC 36-5-2-9.8.

**DULY ORDAINED AND ADOPTED** this 13th Day of October 2014, by the Town Council of the Town of Highland, Lake County, Indiana, having been passed by a vote of 5 in favor and 0 opposed.

**TOWN COUNCIL of the TOWN of  
 HIGHLAND, INDIANA**

Dan Vassar, Town Council President

**Attest:**

Michael W. Griffin, IAMC/MMC/CPFA/CPFIM/CMO  
 Clerk-Treasurer

8. Action to approve overtime payments for Exempt Salaried Personnel, pursuant to Section 3 of Ordinance No. 1549 the Wage and Salary Ordinance, as amended and Section §4.03.01 of the Compensation and Benefits Ordinance. This waives the provisions of Section § 2.01 of the Compensation and Benefits Ordinance.

*8.1 The Metropolitan Police Chief requests favorable action for R. Potesta, who is an exempt salaried employee, and investigations division commander, in the amount of \$300 for work associated with Highland Grove Mall Special Security.*

Councilor Zemen moved to approve and authorize the overtime pay for Commander R. Potesta. Councilor Kuiper seconded. Upon a roll call vote, there were five affirmatives and no negatives. The motion passed. The overtime was approved.

9. Action to approve pay for employee at higher than starting pay for the range of the position, pursuant to Section 2 (a) of Ordinance No. 1549 the Wage and Salary Ordinance, as amended. The Assistant Public Works Director wishes to increase the pay of a two seasonal laborers working as laborers from the starting pay of \$7.25 per hour to \$9.00 per hour. The work is associated with the Leaf Collection Detail.

Councilor Kuiper moved to approve the pay for the seasonal works performing the work described at the higher than starting rate of pay of \$9.00 per hour. Councilor Adams seconded. Upon a roll call vote, there were five affirmatives and no negatives. The motion passed.

10. Authorize the proper officer to publish legal notice for a public hearing on proposed additional appropriations in the Metropolitan Police Department of the Corporation General Fund in the amount of \$7,898.05, financed by a reduction in the Town Hall Department of the same fund and in the amount of \$25,000 in the Municipal Cumulative Street Fund.

Councilor Herak moved to authorize the publication of legal notice of a public hearing to consider the proposed additional appropriations as described. Councilor Adams seconded. Upon a roll call vote, there were five affirmatives and no negatives. The motion passed. The legal notice for a public hearing was authorized.

#### Comments from the Town Council Members

(For the Good of the Order)

- **Councilor Bernie Zemen:** *Chamber of Commerce Co-Liaison • Liaison to the Park and Recreation Board • Liaison to the Town Board of Metropolitan Police Commissioners.*

Councilor Zemen acknowledged the Metropolitan Police Chief who reported on the recent pharmaceuticals drop off and discarding. The Police Chief noted that over 2,600 pounds of spent medication was harvested.

- **Councilor Mark Herak:** *Liaison to the Board of Waterworks Directors • Budget and Finance Chair • Liaison to the Board of Sanitary Commissioners • Liaison to the Community Events Commission.*

Councilor Herak offered no remarks.

- **Councilor Dennis Adams:** *Liaison to the IT Consultant.*

Councilor Adams offered no remarks.

- **Councilor Konnie Kuiper:** *Fire Department, Liaison • Chamber of Commerce Co-Liaison.*

Councilor Kuiper acknowledged the Fire Chief who reported briefly on the open house recently conducted.

- **Council President Dan Vassar:** *Municipal Executive • Chairman of the Board of Trustees of the Police Pension Fund (1925 Law) • Redevelopment Commission Liaison.*

The Town Council President acknowledged the Redevelopment Director who reported on the status of Redevelopment initiatives. The Redevelopment Director noted that the Main Street Board was recently commended by Lt. Governor Sue Ellsperman regarding the "pop-up" gallery project, earning one of her excellence awards.

#### Comments from Visitors or Residents:

1. Tom Black, 3515 Garfield Avenue, Highland, inquired as to the source of funding of the signs that were displayed throughout a Highland promoting the redevelopment of the Town Theater. He further expressed disappointment in the vote favoring the reconstruction of the Town Theatre.

**Payment of Accounts Payable Vouchers.** There being no further comments from the public or visitors, Councilor Zemen moved to allow the vendor accounts payable vouchers as filed on the pending accounts payable dockets, covering the periods September 23, 2014 through October 13, 2014 and September 17, 2014 as well as the

payroll dockets for September 5 and September 19, 2014. Councilor Adams seconded. Upon a roll call vote, there were five affirmatives and no negatives. The motion passed. The accounts payable vouchers for vendors and payroll docket were allowed, payments allowed in advance were ratified, and for all remaining invoices, the Clerk-Treasurer was authorized to make payment.

**Vendors Accounts Payable Docket:**

**General Fund, \$273,659.48; Motor Vehicle Highway and Street (MVH) Fund, \$13,063.14; Local Roads and Streets (LR&S) Fund, \$14,246.16; Local Seized Assets and Assets Fund, \$1,170.00; Law Enforcement Cont. Education and Supply Fund, 1,591.86; Flexible Spending Accounts (FSA) Agency Fund, \$1,203.84; Insurance Premium Fund, \$143,361.13; Information and Communications Technology Fund, \$9,688.59; Solid Waste District Grant Fund, \$119.76; Special Events Non Reverting Fund, \$2,770.00; Cumulative Capital Improvement Fund, \$775.00; General Improvement Fund, \$23,367.75; Traffic Violations Fund, \$11,555.00; Gaming Revenue Sharing Fund, \$27,670.74; Total: \$ 525,287.31.**

**Vendors Accounts Payable Docket:**

**Police Pension Fund, \$64,157.19; Total: \$ 64,157.19.**

**Payroll Docket for payday of September 5, 2014:**

**Council, Boards and Commissions, \$0.00; Office of Clerk-Treasurer, \$12,199.20; Building and Inspection Department, \$7,175.33; Metropolitan Police Department, \$107,499.94; Fire Department, \$2,993.50; Public Works Department (Agency), \$58,242.35 and 1925 Police Pension Plan Pension Fund, \$0.00; Total Payroll: \$188,110.32.**

**Payroll Docket for payday of September 19, 2014:**

**Council, Boards and Commissions, \$10,701.49; Office of Clerk-Treasurer, \$10,701.49; Building and Inspection Department, \$8,036.67; Metropolitan Police Department, \$116,083.58; Fire Department, \$3,231.00; Public Works Department (Agency), \$58,615.59 and 1925 Police Pension Plan Pension Fund, \$64,076.45; Total Payroll: \$271,088.78.**

**Adjournment.** Councilor Adams moved that the plenary meeting be adjourned. Councilor Zemen seconded. Upon a vote *viva voce*, the motion passed. The regular plenary meeting of the Town Council of Monday, October 13, 2014 was adjourned at 7:43 O'clock p.m.

Michael W. Griffin, IAMC/MMC/CPFA/CPFIM/CMO  
Clerk-Treasurer